

PATENT

Docket No. 511582006200

8

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on November 19, 2002.

Ruth M. Saskowsk

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Pia M. CHALLITA-EID, *et al.*

Serial No.: 10/005,480

Filing Date: 7 November 2001

For: NUCLEIC ACID AND CORRESPONDING
PROTEIN ENTITLED 161P2F10B
USEFUL IN TREATMENT AND
DETECTION OF CANCER

Examiner: To be Assigned

Group Art Unit: 1614

EQUITY IN WELFARE

NOV 27 2002

RECEIVED

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM FOR
PRIORITY UNDER 35 U.S.C. § 119(e)**

Assistant Commissioner For Patents
Washington, D.C. 20231

Dear Sir:

Applicants hereby petition for entry of the enclosed Amendment claiming benefit under 35 U.S.C. § 119(e) of provisional application 60/282,739 filed 15 April 2001. The present application is directed to the role of the gene 161P2F10B in certain cancers; aspects of this role were described in provisional application 60/282,739. The applications contain at least one inventor in common and the provisional application discloses the invention claimed herein.

Applicants hereby state that the entire delay between the date the claim for benefit was due under 37 C.F.R. § 1.78(a)(5) and the date of the present amendment was unintentional.

Entry of the Amendment and accordation of benefit are respectfully requested.

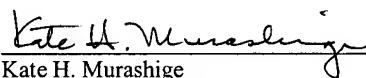
sd-119953

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket No. **511582006200**.

Respectfully submitted,

Dated: November 19, 2002

By:


Kate H. Murashige
Registration No. 29,959

Morrison & Foerster LLP
3811 Valley Centre Drive,
Suite 500
San Diego, California 92130-2332
Telephone: (858) 720-5112
Facsimile: (858) 720-5125